

BEFORE THE JUDICIAL QUALIFICATIONS COMMISSION
STATE OF FLORIDA

INQUIRY CONCERNING A JUDGE
NO. 02-466, JUDGE JOHN RENKE, III

SC03-1846

NOTICE OF JUDGE JOHN K. RENKE, III'S EXHIBIT LIST

COMES NOW Respondent, **JUDGE JOHN RENKE, III**, by and through his undersigned counsel, and hereby files this Exhibit List as follows:

1. *St. Petersburg Times* newspaper article of March 2, 2003, "The Robed Renke: A politician's son, once an unknown commodity in the courtroom, presides with openness and empathy," State edition, page 1.

1a. Florida State University Law reprint of article titled "Like father, like son? Not exactly as John Renke, '95 takes the bench in Pasco County," *St. Petersburg Times*, March 2, 2003.

2. Campaign materials for Robert "Bo" Michael and Joseph Sowell.

2a. Affidavit of John Hebert.

3. All exhibits attached to the Notice of Amended Formal Charges.

4. List of Governing Board Final Orders after considering Division of Administrative Hearings Recommended Orders (March 1999-November 2002).
5. Advice to Governing Board on Review of Recommended Orders.
6. Transcript of Informal Hearing of May 16, 2002 in Milo Thomas v. Southwest Florida Water Management District, WUP Application No. 2011634.002 in which John K. Renke, III, presided as hearing officer.
7. Recommended Order in Milo Thomas v. Southwest Florida Water Management District, WUP Application No. 2011634.002, signed by Hearing Officer John K. Renke, III.
8. Appellate Brief filed in the Fifth District Court of Appeal by Southwest Florida Water Management Board, responding to Appellant Milo Thomas' appeal of John K. Renke, III's recommended order that was approved by the Governing Board.
9. Affidavit of William S. Bilenky, Esquire, dated April 8, 2003.
10. Affidavit of Ms. Louise Kavouras.

11. Affidavits of Clearwater Firefighters as follows:
 - a. Affidavit of Kevin Bowler dated August 12, 2005.
 - b. Affidavit of Mark G. Anyon dated August 14, 2005.
 - c. Affidavit of David Bryan dated August 14, 2005.
 - d. Affidavit of Tom Jensen dated August 14, 2005.
 - e. Affidavit of John R. Lee dated August 14, 2005.
 - f. Affidavit of Darrin Maser dated August 14, 2005.
 - g. Affidavit of Greg Newland dated August 15, 2005.
 - h. Affidavit of Mark Viola dated August 14, 2005.
 - i. Affidavit of Tammy Whitham dated August 14, 2005.
 - j. Affidavit of Larry Williams dated August 14, 2005.
12. Loyalty Oath Form for State Committeemen and Committeewomen Candidates with Party Affiliation.
13. Canceled checks indicating Judge Renke's compensation from the Law Office of John K. Renke, II for the years 1999 to 2002.
14. Auer settlement check from Allstate Insurance Company dated 4/6/01.
15. Auer PIP suit settlement check from AMEX Assurance Company dated 7/18/00.

16. Factor settlement check from The Travelers Indemnity Company dated 01/08/03.
17. Voorhees settlement check from Insurance Corporation of British Columbia dated 1/21/02.
18. Auer settlement check from AMEX Assurance Corporation dated 3/28/02.
19. Factor settlement check from First Floridian Insurance dated 08/06/02.
20. Schedule C from John Renke, II's 1040 showing his gross receipts.
21. Personal Money Market Checking Statement of John K. Renke, II or Margaret Renke's Wachovia Bank checking account reflecting deposit of \$97,183.54 on October 1, 2003 pertaining to the Cusumano v. Triglia matter.
22. Checks and rough contemporaneous worksheet prepared by Margaret Renke identifying compensation paid to John K. Renke, III, pertaining to selected cases settled from 1997 to 1999.
23. Checks reflecting compensation paid to John K. Renke, III, pertaining to cases settled in 2003 and 2005.

24. *St. Petersburg Times* endorsement of Declan Mansfield, Esquire, “For a better judiciary,” August 29, 2002, South Pinellas edition, page 14A.
25. Law Office of John K. Renke, II, client files on which Judge Renke worked.
26. Disk and CD-Rom containing examples of work product completed by Judge Renke.
27. “Candidates for Circuit Judge Trade Barbs Over Experience,” *St. Petersburg Times*, September 10, 2002, State edition, page 3.
28. *St. Petersburg Times* Candidate Comparison, “Sixth Judicial Circuit, Group 25 Series: Know Your Candidates,” September 5, 2002, State edition 1, page 17.
29. Legal pads containing contemporaneous notes, tasks completed and “To Do” lists for ongoing projects prepared by John K. Renke, III, while working at the Law Office of John K. Renke, II.
30. Copies of John K. Renke, III’s work product and drafted work product on the Auer, Bowler, Driftwood, Factor, Lichter, Triglia and Voorhees cases.
31. Composite Exhibit of John K. Renke, III political campaign circulars describing his experience and qualifications.

32. Pleadings in Case No. 98-1771-CIV-T-25E, titled United States of America v. Beacon Woods East Homeowner's Association, Inc. and Steve B. Sidney and Michele Sidney v. Beacon Woods East Homeowner's Association, Inc.; Case No. 97-6206-CA titled Beacon Woods East Homeowner's Association, Inc. v. Steve B. Sidney and Michele F. Sidney; Case No. 97-364-CC titled SawGrass Village of Timber Greens v. E. Richard Hertel and Margaret Hertel; Case No. 97-4626-CA-H titled Melody Mickler as Successor Trustee of the Bartley L. Mickler Revocable Inter Vivos Trust dated July 26, 1994 v. Boles Servicing Co., Inc. and William Odell Boles and William Odell Boles, Jr. v. Melody Mickler as Successor Trustee of the Bartley L. Mickler Revocable Inter Vivos Trust dated July 26, 1994, Melody Mickler as Successor Personal Representative of the Estate of Bartley L. Mickler, deceased, and Elaine Mickler; Case No. 97-000714-CI-007 titled Melody Mickler as Successor Trustee of the Bartley Leland Mickler Revocable Inter Vivos Trust dated July 26, 1994 v. William Odell Boles, Jr., et al. and Elaine Mickler v. William Odell Boles, Jr.; Case No. 98-2036-CA titled Nina P. McTaggart v. Hannah McTaggart; Case No. Case No. 96-1793-CA-11-K titled State Farm Fire and Casualty Company, f/u/b/o Sandy Tersigni and Margaret Brohman v. Bryant Roofing, Inc. and Susan Applebaum and Norman Applebaum AND Allstate Insurance

Company f/u/b/o Norman and Susan Applebaum; Case No. 97-3021-CIV-T-17E titled Norman S. Applebaum v. Sand Pebble Pointe I Condominium Association, Inc.; and Case Nos. 98-1417CCW and 98-1270SP titled Steven Miller v. Norman S. Applebaum and Norman S. Applebaum v. Steven Miller, respectively.

33. Settlement papers and checks pertaining to client Vowels whose case was originated by John K. Renke, III, in which the Judge received one hundred percent of the legal fees.

34. Official sample ballot.

35. Article titled “Candidates Reply to Endorsements,” *Tampa Tribune*, September 5, 2002, Pasco Section, page 2.

36. Affidavits attesting to the character, qualifications and present fitness of Judge John Renke from the following attorneys:

- a. Millicent B. Athanason, Esquire
- b. Dale L. Bernstein, Esquire
- c. James A. Boyko, Esquire
- d. Linda I. Braithwaite, Esquire
- e. Peter O. Brick, Esquire
- f. Joseph P. Egger, Esquire
- g. Michael E. Halkitis, Esquire

- h. J. David Haynes, Esquire
- i. Howard Iken, Esquire
- j. Constantine Kalogianis, Esquire
- k. Alan J. Kerben, Esquire
- l. Christina K. Mendoza, Esquire
- m. Jessica K. Miller, Esquire
- n. H. James Parker, Esquire
- o. James L. Slater, Esquire
- p. Arnelle M. Strand, Esquire
- q. Melissa A. Tartaglia, Esquire
- r. Thomas E. Todd, Esquire
- s. Gary A. Urso, Esquire
- t. Thomas J. Zandecki, Esquire
- u. Matthew D. Weidner, Esquire
- v. William S. Bilenky, Esquire, dated June 13, 2005

37. Editorials to the *St. Petersburg Times* and *Tampa Tribune* regarding Judge Renke's qualifications and present fitness for judicial office as follows:

- a. "Judge Renke has ruled by the law, deserves support,"

Terri White, *St. Petersburg Times*.

b. “Jumping the Gun,” Ken Casey Hudson, *Tampa Tribune*, March 7, 2005.

c. “System Flawed,” Sandy Tambasco, *Tampa Tribune*, July 25, 2004.

d. “Judge Renke lives up to the term ‘honorable’,” Christina Gabold, *St. Petersburg Times*, March 9, 2005.

e. “Renke, a judge with integrity, did not dupe voters,” Linda I. Braithwaite, Esquire, *St. Petersburg Times*, October 30, 2003.

f. “Judge’s critics bitter over failed candidate,” Brad Yeager, *St. Petersburg Times*, May 25, 2004.

38. Depositions of Declan Mansfield dated April 28, 2005, May 24, 2005, June 21, 2005, and all exhibits attached thereto.

39. Declan Mansfield, Esquire’s Full and Public Disclosure of Financial Interests.

40. Teen Court diversionary program brochure.

41. John K. Renke, III, Full and Public Disclosure of Financial Interests 2002.

42. Appearance sheet(s) for Deposition of Frank Kriz, M.D., on August 5, 2001 in Voorhees v. Pearson.

43. All exhibits listed by the JQC.

Respectfully submitted,

SCOTT K. TOZIAN, ESQUIRE
Florida Bar Number 253510
GWENDOLYN H. HINKLE, ESQUIRE
Florida Bar Number 83062
SMITH, TOZIAN & HINKLE, P.A.
109 North Brush Street, Suite 200
Tampa, Florida 33602
813-273-0063
Attorneys for Respondent

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that on this 31st day of August, 2005, the original of the foregoing Notice of Judge John K. Renke, III's Exhibit List has been furnished by electronic transmission via e-file@flcourts.org and furnished by FedEx overnight delivery to: Honorable Thomas D. Hall, Clerk, Supreme Court of Florida, 500 South Duval Street, Tallahassee, Florida 32399-1927; and a true and correct copy has been furnished by facsimile and FedEx overnight delivery to Judge James R. Wolf, Chairman, Hearing Panel, Florida Judicial Qualifications Commission, 1110 Thomasville Road, Tallahassee, Florida 32303; and true and correct copies have been furnished by U.S. Mail to Marvin E. Barkin, Esquire, and Michael K. Green, Esquire, Special Counsel, 2700 Bank of America Plaza, 101 East Kennedy Boulevard, P. O. Box 1102, Tampa, Florida 33601-1102; Ms. Brooke S. Kennerly, Executive Director, Florida Judicial Qualifications Commission, 1110 Thomasville Road, Tallahassee, Florida 32303; John R. Beranek, Esquire, Counsel to the Hearing Panel, P.O. Box 391, Tallahassee, Florida 32302; and Thomas C. MacDonald, Jr., Esquire, General Counsel, Florida Judicial Qualifications Commission, 1904 Holly Lane, Tampa, Florida 33629.

GWENDOLYN H. HINKLE, ESQUIRE